

Chapter 836 KENNEL, PET SHOP AND STABLE REGISTRATIONS*

***Editor's note:** G.O. 51, 2001, §§ 1, 2, adopted June 4, 2001, states that G.O. 138, 1996 and G.O. 183, 1997 is amended by the deletion of the expiration date of July 1, 2001 and July 1, 2002, respectively, as provided in section 16 and section 29, respectively, thereof. It is the intent of this ordinance that the provisions of G.O. 138, 1996 and G.O. 183, 1997 which amended the "Municipal Code of Indianapolis and Marion County, Indiana" and the "Revised Code of the Consolidated City and County" shall not expire, but shall remain in full force and effect, and as they may have been amended, renumbered, or recodified since the effective date thereof.

Cross references: Animals and fowl, ch. 531; horse-drawn carriages, ch. 895.

Sec. 836-1. Definitions.

Sec. 836-2. Registration required; fee.

Sec. 836-3. Annual inspection; registration term; renewal.

Sec. 836-4. Display.

Sec. 836-5. Requirements for kennels, pet shops and stables; enforcement.

Sec. 836-1. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them in this section:

Kennel means a facility operated commercially and principally for the purpose of boarding, housing, grooming, breeding or training dogs or cats, or both; a kennel, for purposes of this chapter, shall not include a facility in or adjoining a private residence where dogs are kept for the hobby of the householder using them for hunting, practice tracking, exhibiting in shows or field or obedience trials or for the guarding or protecting of the householder's property, and an occasional sale of puppies or kittens by the owner, lessee or other occupant of such property shall not make that property a kennel for the purposes of this chapter.

Pet shop means a facility operated commercially and principally for the purpose of selling animals which, in the hands of their immediate purchasers, will be pets.

Stable means a facility operated commercially and principally for the purpose of lodging and feeding domestic animals.

(G.O. 138, 1996, § 4)

Cross references: Definitions generally, ch. 102.

(a) It shall be unlawful for any person to own or operate a kennel, pet shop or stable within the city, unless the kennel, pet shop or stable, respectively, first is registered with the controller; however, the provisions of this section shall not be applicable to kennels operated by a veterinarian as a part of the veterinarian's medical clinic.

(b) Each kennel, pet shop or stable shall require only one (1) registration, although it may operate as more than one (1) type of facility.

(c) When a kennel, pet shop or stable is registered pursuant to this chapter, the controller shall issue a certificate of registration therefor.

(d) The annual fee for registration of a kennel, pet shop or stable shall be twenty-five dollars (\$25.00).

(G.O. 138, 1996, § 4; G.O. 87, 2004, § 5)

Sec. 836-3. Annual inspection; registration term; renewal.

(a) Prior to the issuance of a certificate of registration or renewal of registration, the controller shall cause an inspection of the kennel, pet shop or stable to be made by the animal control division to determine whether the applicant or registrant is qualified under this chapter. The animal control division shall report its findings to the controller.

(b) Each kennel, pet shop or stable registration issued pursuant to this chapter shall be valid for a period of one (1) year. If the controller determines that the registrant remains qualified and has operated as required by this chapter, the controller shall renew the registration automatically and without application for renewal by the registrant, unless at the time of renewal:

- (1) The registration has been revoked or suspended;
- (2) The registration is the subject of administrative or judicial proceedings which have the potential to result in the revocation or suspension of the registration, in which case the registration may continue in effect until the conclusion of the administrative or judicial proceedings; or
- (3) The registrant has not paid the registration fee for the following year.

(G.O. 138, 1996, § 4; G.O. 87, 2004, § 5)

Sec. 836-4. Display.

A kennel, pet shop or stable certificate of registration shall at all times be displayed prominently in the business office of the kennel, pet shop or stable.

(G.O. 138, 1996, § 4)

Sec. 836-5. Requirements for kennels, pet shops and stables; enforcement.

(a) In addition to the registration required by this chapter, all kennels, pet shops and stables in the city shall:

- (1) Be operated in such a manner as not to constitute a nuisance;
- (2) Provide an isolation ward for boarded animals which are sick or diseased, sufficiently removed so as not to endanger the health of other animals;
- (3) Keep all boarded animals caged or under the control of the owner or operator of the kennel, pet shop or stable;
- (4) With respect to all animals in the kennel, pet shop or stable, comply with all the requirements of the Code for the general care of animals; and
- (5) Comply with all applicable federal, state and local laws, and all applicable regulations adopted by the city department of public safety.

(b) The owner or operator of all kennels and pet shops in the city shall:

- (1) At the time of purchase, notify the purchaser of all state and local laws which require an animal kept in the city to be vaccinated;
- (3) Retain the name, address and telephone number of the owner of each dog or cat

boarded, and retain the name and address of each person selling, trading or giving any animal to the kennel or pet shop; and

(5) Not sell animals which are unweaned or so young or weak that their sale would be injurious to the animals.

(c) The provisions of this section shall be enforced by the controller, and by the animal control division as provided in Article VI of Chapter 531 of the Code.

(G.O. 138, 1996, § 4; G.O. 183, 1997, § 6; G.O. 30, 1998, § 2)